

March 11, 2014

The Marion County Council held its regularly scheduled meeting, on Tuesday, March 11, 2014 at 9:00 A.M., in the City Council Chambers City Hall, Marion, South Carolina. Members present were Buddy Collins, Chairman; Elista H. Smith, Vice Chairperson; John Q. Atkinson, Jr., Allen W. Floyd, Simon Jenkins, Thomas E. Shaw, and Milton W. Troy, II. Also present were G. Timothy Harper, Administrator; Charles L. McLain III, County Attorney; Sabrina Davis, Clerk to Council. A representative from the Star & Enterprise was present and duly notified.

Chairman Collins called the meeting to order and asked Councilman Simon Jenkins to lead the Invocation, after which he welcomed visitors and read the Freedom of Information Announcement.

Motion was made by Vice Chairperson Smith, seconded by Mr. Jenkins, and carried unanimously, to approve as written, the minutes of the regular meeting held on February 27, 2014.

Motion was made by Mr. Jenkins, seconded by Vice Chairperson Smith, and carried unanimously, to recess the regular meeting and open public hearing for Ordinance #2014-02.

The County Attorney opened the floor to the public for questions. There were no questions from the public regarding this ordinance.

Motion was made by Mr. Atkinson, seconded by Mr. Troy, and carried unanimously, to close the public hearing and reconvene the regular meeting.

The County Attorney stated that items A & C third and second reading for the ordinances listed on the agenda as follows were not ready: A. Third Reading of Ordinance #2014-01 An Ordinance Establishing the Exclusive Means of Providing Emergency Ambulance Services within Marion County and Establishing the Terms and Conditions Upon which Non-Exclusive Franchises May be Granted to Private Ambulance Services Operating in Marion County, and Establishing the Procedures for Applying for such Franchises, the Payment of Franchise Fees, the Period of Operation Granted by such Franchise, Renewal Procedures, and the Standards which will Apply to All Private Providers of Non-Emergency Patient Transport in Marion County, and the Standards Which Will Apply to all Private Providers that will perform Emergency Transfers of Patients from Marion County Medical Center in Marion County, and Establishing Appeals Procedures for the Denial or a Franchise Application, Disciplining a Franchise Denial of the Renewal of a Franchise, or the Termination or Restriction of Franchise Rights; Establishing Both Criminal and Civil Penalties for the Violation of this Ordinance, and Providing for the Right of the County Council to Seek Injunctive Relief to Prevent or Restrain Violations of this Ordinance, and Other Related Matters and Establishing this Franchise Agreement as a "Closed Franchise Agreement" By Limiting the number of Franchises Operating in Marion County. B. Third Reading of Ordinance #2014-02 To Provide for the Issuance and Sale of a Not Exceeding Seven Hundred Fifty Thousand Dollar (\$750,000) Taxable General Obligation Bond of Marion County, South Carolina, To Prescribe the Purposes for Which the Proceeds of Said Bond Shall be Expended, to Provide for the payment of Said Bond, and Other Matters Relating Thereto. C. Second Reading of Ordinance #2014-03 An Ordinance to Authorize the Lease of the Marion County Tax Parcel Number 121-00-00-033-000, more commonly referred to as the Old Marion County Landfill at Ariel Crossroads to Benjie Andrew for the sole purpose of cattle grazing under the terms of the lease attached hereto and made a part hereof.

The County Attorney told Council that item B. on the agenda; Third Reading of Ordinance #2014-02 To Provide for the Issuance and Sale of a Not Exceeding Seven Hundred Fifty Thousand Dollar (\$750,000) Taxable General Obligation Bond of Marion County, South Carolina, To Prescribe the Purposes for Which the Proceeds of Said Bond Shall be Expended, to Provide for the Payment of Said Bond, and Other Matters Relating Thereto was ready: Motion was made by Mr. Troy, seconded by Mr. Atkinson, Mr. Floyd asked Mr. Harper to explain the purpose of the GO Bond. Mr. Harper stated that the GO Bond will be used to purchase the Wellman property. The motion carried unanimously, to approve third reading of Ordinance #2014-02.

There were no reports given by Committee #1 or Committee #2.

The County Attorney had nothing to report.

The Administrator had nothing new to report in reference to the New Administration Building.

The Administrator updated Council on the Capital Sales Tax. Mr. Harper told Council that Grice's Recreation Pool has been completed. He stated that funds from this project are available to repair the roof on the recreation center. Mr. Harper reported that the courthouse is 85% completed. He also stated that work has begun on the Sellers Town Hall and the Community Resource Center. The Nichols Town Hall Library has been bided out. He stated that work has begun on the Mullins Town Hall and the Tollison Center in the City of Marion. Mr. Harper stated that the next project is the Britton's Neck Fire Department.

The Administrator presented to Council two Special Agricultural Assessments from the Tax Assessor. (1). James C. Justice Companies, Inc. tax map number 32-3 number of acres 925.88. Motion was made by Mr. Atkinson, seconded by Mr. Shaw, and carried unanimously. (2). Ogleretta D. White tax map number 55-25 number of acres 20.40. Motion was made by Mr. Shaw, seconded by Mr. Atkinson, and carried unanimously.

The Administrator updated Council on the winter storm. Mr. Harper told Council that approximately \$1,000,000 of debris has been picked up. He stated that the County should receive 85% federal share, and around \$130,000 to \$150,000 local share. He stated that the debris clean up will continue through April.

The Administrator told Council that he received several calls in reference to the two railroad crossings in Pee Dee. Mr. Harper stated that CSX is in the process of replacing the crossings. He stated that he has contacted CSX and they have assured that the crossings would be replaced one at a time.

The Administrator mentioned to Council that Mr. Brandon Ellis will hold a winter storm critique on Wednesday, March 19th at 10:00 a.m. at the Marion County Emergency Operations Center.

The Administrator reported to Council that over the years the Sheriff has purchased Karbon Arms Tasers. He stated that the company Taser has filed a lawsuit against Karbon Arms. Mr. Harper stated that Karbon Arms Tasers can no longer be used in law enforcement agencies. He stated that during the budget process the Sheriff has included purchasing new tasers to replace the Karbon Arms.

The Administrator reported to Council that the environmental work at the Fabric Resources building has been completed.

The Administrator told Council that the interviewing process for a Road & Bridges Supervisor will begin this week. Mr. Harper also told Council that Ms. Katherine Godbold Bell has been hired as the new Human Resources Director.

The Administrator told Council that a meeting is scheduled with Alliance on Wednesday, March 12th to discuss the site certification in reference to the SAILC site.

Vice Chairperson Smith has to be excused from the meeting.

Motion was made by Mr. Floyd, seconded by Mr. Jenkins, and carried unanimously, to go into executive session for an economic development matter.

Motion was made by Mr. Shaw, seconded by Mr. Jenkins, and carried unanimously, to close executive session and reopen the regular scheduled meeting. Chairman Collins stated that no action was taken during executive session called for an economic development matter.

The Administrator introduced Mr. Joe Lewis with Duke Energy. Mr. Harper asked Council to allow Mr. Lewis to make a few comments. Chairman Collins asked for consensus. Mr. Atkinson stated that he would not agree to allow Mr. Lewis to speak, because Mr. Lewis had to follow procedures and submit a request to be on the agenda. The request was denied.

There being no further business to discuss, motion was made by Mr. Floyd, seconded by Mr. Shaw, to adjourn the meeting at approximately 10:09 A.M.

Buddy Collins, Chairman

Elista H. Smith Vice Chairperson

John Q. Atkinson, Jr.

Allen W. Floyd

Simon Jenkins, Chaplain

Thomas E. Shaw

Milton W. Troy, II

G. Timothy Harper, Administrator

Charles L. McLain, III County Attorney

Sabrina Davis, Clerk to Council